

FIRST CIRCUIT COURT  
STATE OF HAWAII  
FILED

Of Counsel:  
ALSTON HUNT FLOYD & ING  
Attorneys At Law  
A Law Corporation

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F. OTAKE  
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Attorneys for Plaintiffs

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

SPORTS SHINKO (USA) CO., LTD., a )	CIVIL NO. 02-1-2766-11 (BIA)
Delaware corporation; SPORTS )	(Other Civil Action)
SHINKO (MILILANI) CO., LTD., a )	
Hawai'i corporation; SPORTS SHINKO )	<b>NOTICE OF PARTIAL DISMISSAL</b>
(KAUAI) CO., LTD., a Hawai'i )	<b>OF CLAIMS AGAINST</b>
corporation; SPORTS SHINKO )	<b>DEFENDANTS RESORT</b>
(PUKALANI) CO., LTD., a Hawai'i )	<b>MANAGEMENT SERVICES</b>
corporation; and SPORTS SHINKO )	<b>(HAWAII), INC. AND YASUO</b>
(WAIKIKI) CORPORATION, a Hawai'i )	<b>NISHIDA WITH PREJUDICE;</b>
corporation, )	<b>CERTIFICATE OF SERVICE</b>

Plaintiffs,

vs.

RESORT MANAGEMENT SERVICES )  
(HAWAII), INC., a Hawai'i )  
corporation; YASUO NISHIDA, )  
SATOSHI KINOSHITA, TOSHIO )  
KINOSHITA, TAKESHI KINOSHITA, )  
TOSHIYA KINOSHITA, and TSUGIO )  
FUKUDA, and DOE DEFENDANTS 1- )  
25, )

Defendants.


Trial Date: June 6, 2005

**NOTICE OF PARTIAL DISMISSAL OF CLAIMS AGAINST  
DEFENDANTS RESORT MANAGEMENT SERVICES (HAWAII), INC. AND  
YASUO NISHIDA WITH PREJUDICE**

Pursuant to Rule 41(a)(1)(A) of the Hawai'i Rules of Civil Procedure, Plaintiffs SPORTS SHINKO (USA) CO., LTD., a Delaware corporation; SPORTS SHINKO (MILILANI) CO., LTD., a Hawai'i corporation; SPORTS SHINKO (KAUAI) CO., LTD., a Hawai'i corporation; SPORTS SHINKO (PUKALANI) CO., LTD., a Hawai'i corporation; and SPORTS SHINKO (WAIKIKI) CORPORATION, a Hawai'i corporation, acting by and through its undersigned attorneys, hereby **DISMISSES** with prejudice all of its claims against Defendants RESORT MANAGEMENT SERVICES (HAWAII), INC., a Hawai'i corporation and YASUO NISHIDA as set forth in First Amended Complaint to Set Aside Fraudulent Transfers, for Declaratory and Injunctive Relief and Damages, Filed January 7, 2003. No answer to the First Amended Complaint has been filed or served by said defendants. No other claims remain against said Defendants.

Per the terms of the settlement agreement on the record, the Court will retain jurisdiction to enforce the settlement agreement.

DATED: Honolulu, Hawai'i, December 30, 2004

  
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PAUL ALSTON  
GLENN T. MELCHINGER  
Attorneys for Plaintiffs

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAI'I

SPORTS SHINKO (USA) CO., LTD., a ) CIVIL NO. 02-1-2766-11 (BIA)  
Delaware corporation; SPORTS )  
SHINKO (MILILANI) CO., LTD., a ) (Other Civil Action)

Hawai'i corporation; SPORTS SHINKO ) **CERTIFICATE OF SERVICE**  
(KAUAI) CO., LTD., a Hawai'i )

corporation; SPORTS SHINKO )  
(PUKALANI) CO., LTD., a Hawai'i )

corporation; and SPORTS SHINKO )  
(WAIKIKI) CORPORATION, LTD., a )

Hawai'i corporation, )  
)

Plaintiffs, )

vs. )

RESORT MANAGEMENT SERVICES )  
(HAWAI'I ), INC., a Hawai'i )

corporation; YASUO NISHIDA, )  
SATOSHI KINOSHITA, TOSHIO )

KINOSHITA, TAKESHI KINOSHITA, )  
TOSHIYA KINOSHITA, and TSUGIO )

FUKUDA, and DOE DEFENDANTS 1- )  
25, )

Defendants. )  
)

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this date, I caused a true and correct  
copy of the foregoing to be served on the following by U.S. Mail, postage pre-  
paid at the following addresses:

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DATED: Honolulu, Hawai'i, December 30, 2004

  
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